

Docket No.: 22051-00002-US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Donald France

Application No.: 09/912,490

Confirmation No.: 6270

Filed: July 26, 2001

Art Unit: 3624

For: METHOD OF FACILITATING
PARTICIPATION IN LOTTERIES

Examiner: T. T. Havan

REQUEST FOR REFUND

Commissioner for Patents
Washington, DC 20231

Dear Sir:

On February 22, 2006 Applicant filed a Response to the Final Rejection, a Notice of Appeal and a Three Month Extension of Time authorizing payment of the government fees in the amount of \$1,520.00 to be deducted from Deposit Account No. 22-0185. Because the fees were calculated based on the large entity rate and the applicant is a small entity the total was too large by \$770.00. A copy of the Notice of Appeal and the Three Month Extension of Time Transmittal is enclosed for your convenience. Therefore, Applicant requests a refund in the amount of \$770.00 to be credited to Deposit Account No. 22-0185 (a duplicate copy of this request is enclosed).

Dated: March 21, 2006

Respectfully submitted,

By


Stanley B. Green

Registration No. 24,351

CONNOLLY BOVE LODGE & HUTZ, LLP

1990 M Street, N.W., Suite 800

Washington, DC 20036-3425

(202) 331-7111

(202) 293-6229 (Fax)

Attorneys for Applicant

PTO/SB/31 (04-05)

Approved for use through 07/31/2008. OMB 0851-0001
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 22051-00002-US	
In re Application of Donald France			
Application Number 09/912,490-Conf. #6270		Filed July 28, 2001	
For METHOD OF FACILITATING PARTICIPATION IN LOTTERIES			
Art Unit 3624		Examiner T. T. Havan	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0185. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

☐ applicant /inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98)

☐ attorney or agent of record.
Registration number _____

☒ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. 24,351

Stanley B. Green
Signature
Reg. No. 45,528
for Stanley B. Green
Typed or printed name

(202) 331-7111
Telephone number

February 22, 2006
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

PTO/SB/22 (12-04)
Approved for use through 7/31/2006. OMB 0551-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 (Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4518).)		Docket Number (Optional) 22051-00002-US	
Application Number 09/812,490-Conf. #6270		Filed July 26, 2001	
For METHOD OF FACILITATING PARTICIPATION IN LOTTERIES			
Art Unit 3624		Examiner T. T. Haven	
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application. The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):			
<input type="checkbox"/>	One month (37 CFR 1.17(a)(1))	<u>Fee</u> \$120	<u>Small Entity Fee</u> \$60
<input type="checkbox"/>	Two months (37 CFR 1.17(a)(2))	\$450	\$225
<input checked="" type="checkbox"/>	Three months (37 CFR 1.17(a)(3))	\$1020	\$510
<input type="checkbox"/>	Four months (37 CFR 1.17(a)(4))	\$1590	\$795
<input type="checkbox"/>	Five months (37 CFR 1.17(a)(5))	\$2160	\$1080
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>22-0185</u> . I have enclosed a duplicate copy of this sheet.			
I am the <input type="checkbox"/> applicant/inventor.			
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/86).			
<input type="checkbox"/> attorney or agent of record. Registration Number _____			
<input checked="" type="checkbox"/> attorney or agent under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 <u>24,361</u>			
<u>Thor B. Nielsen</u> Signature		<u>February 22, 2006</u> Date	
<u>for Stanley B. Green</u> Typed or printed name		<u>(202) 331-7111</u> Telephone Number	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input type="checkbox"/> Total of <u>1</u> forms are submitted.			

MAR. 21. 2006 3:46PM

CBL&H 202 293 6229

RECEIVED
CENTRAL FAX CENTER NO. 2238 P. 1

MAR 21 2006

FAX TRANSMISSION

DATE: March 21, 2006

PTO IDENTIFIER: Application Number 09/912,490-Conf. #6270
Patent Number

Inventor: Donald France

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: CONNOLLY BOVE LODGE & HUTZ LLP

Stanley B. Green

PHONE: (202) 331-7111

Attorney Dkt #: 22051-00002-US

PAGES (Including Cover Sheet): 6

CONTENTS: Request for Refund (\$770.00 to account 22-0185) (1 page w/duplicate)
Notice of Appeal (1 page)
Petition for Extension of Time Under 37. CFR 1.136(a)
Fax Transmission sheet dated February 22, 2006
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (202) 331-7111 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

CONNOLLY BOVE LODGE & HUTZ LLP
1890 M Street, N.W., Suite 800, Washington, DC 20036-3425
Telephone: (202) 331-7111 Facsimile: (202) 293-6229

PTO/BB/31 (04-05)

Approved for use through 07/31/2006. OMB 0531-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 22051-00002-US	
In re Application of Donald France			
Application Number 09/912,490-Conf. #6270		Filed July 28, 2001	
For METHOD OF FACILITATING PARTICIPATION IN LOTTERIES			
Art Unit 3624		Examiner T. T. Havan	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0186. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☐ attorney or agent of record. Registration number _____

☒ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. 24,351

Stanley B. Green
Signature
Reg. No. 45,528
for Stanley B. Green
Typed or printed name

(202) 331-7111
Telephone number

February 22, 2006
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

02/23/2006 CNGUYEN 00000023 220185 09912490

01 FC:1401 500.00 DA

Adjustment date: 04/06/2006 SDIRETA1
 02/23/2006 CNGUYEN 00000023 220185 09912490
 01 FC:1401 500.00 CR

PAGE 10/10 * RCVD AT 2/22/2006 4:27:53 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-6/24 * CNIS:2738300 * CSID:202 293 6229 * DURATION (mm-ss):02-38

FEB. 22 2006 3:53PM

CBL&H 202 293 6229

RECEIVED
CENTRAL FAX CENTER

NO. 1637 P. 2

FEB 22 2006

PTO/SB/22 (12-04)

Approved for use through 7/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4618).)		Docket Number (Optional) 22051-00002-US	
Application Number 09/912,490-Conf. #8270		Filed July 28, 2001	
For METHOD OF FACILITATING PARTICIPATION IN LOTTERIES			
Art Unit 3624		Examiner T. T. Havan	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	<u>Fee</u>	<u>Small Entity Fee</u>	
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$ 1,020.00
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1580	\$795	\$
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 22-0185. I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.

☐ Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98).

☐ attorney or agent of record. Registration Number _____

☒ attorney or agent under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34 24,351

Thor B. Nielsen Reg. No 45,528 February 22, 2006
Signature Date

for Stanley B. Green (202) 331-7111
Typed or printed name Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

02/23/2006 JBALINAN 00000086 220185 09912490

01 FC:1253 1020.00 DA

Adjustment Date: 04/06/2006 SDIRETA1

02/23/2006 JBALINAN 00000086 220185 09912490

01 FC:1253 1020.00 CR

1

PAGE 2/9 * RCVD AT 2/22/2006 3:40:17 PM (Eastern Standard Time) * SVR:USPTO-EFXRF-6/30 * DNIS:2738300 * CSID:202 293 6229 * DURATION (mm:ss):02:18

09912490

04/06/2006 SDIRETA1 00000003 220185

510.00 DA
250.00 DA01 FC:2253
02 FC:2401

COPY

PTO/SB/22 (12-04)

Approved for use through 7/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2006 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)		Docket Number (Optional) 22051-00002-US	
Application Number 08/812,480-Conf. #8270		Filed July 26, 2001	
For METHOD OF FACILITATING PARTICIPATION IN LOTTERIES			
Art Unit 3624		Examiner T. T. Havan	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee	
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$ 1,020.00
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1580	\$795	\$
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 22-0185. I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☐ attorney or agent of record. Registration Number _____

☒ attorney or agent under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 24,361

Thor B. Nielsen Reg. No 45,528 February 22, 2008
Signature Date

for Stanley B. Green (202) 331-7111
Typed or printed name Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

02/23/2006 CNGUYEN 00000023 220185 09912490

02/23/2006 CNGUYEN 00000023 220185 09912490
 02 FC:1253 1020.00 CR
 SDIRETA1